

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/874,446	06/04/2001	Brad Baker	30687-11

CONFIRMATION NO. 5829

05179
PEACOCK MYERS AND ADAMS P C
P O BOX 26927
ALBUQUERQUE, NM 871256927

FORMALITIES LETTER



OC000000006387323

Date Mailed: 08/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

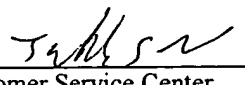
FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

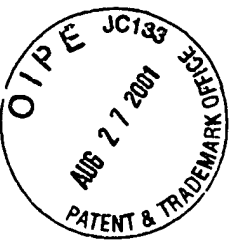
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Peacock, Myers & Adams, PC

#4



Pra titi n r's D ket N . 30687-11

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brad Baker
Application No.: 0 9 / 874,446 Group No.: 1761
Filed: June 4, 2001 Examiner:
For: CONFECTIONERY WITH BODY, HANDLE AND CONTAINER

Assistant Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR EARLY PUBLICATION OF APPLICATION
(37 C.F.R. § 1.219(a))

NOTE: "Applications that will be published under § 1.211 may be published earlier than as set forth in § 1.211(a) at the request of the applicant. Any request for early publication must be accompanied by the publication fee set forth in § 1.18(d). If the applicant does not submit a copy of the application in compliance with the Office electronic filing system requirements pursuant to § 1.215(c), the Office will publish the application as provided in § 1.215(a). No consideration will be given to requests for publication on a certain date, and such requests will be treated as a request for publication as soon as possible." 37 C.F.R. § 1.219(a).

NOTE: "At applicant's option, the patent application publication will be based upon the copy of the application (specification, drawings, and oath or declaration) as amended during examination, provided that applicant supplies such a copy in compliance with the Office electronic filing system requirements within one month of the actual filing date of the application or fourteen months of the earliest filing date for which a benefit is sought under title 35, United States Code, whichever is later."

1. Applicant requests that this application be published as soon as possible.
☐ Applicant also requests that the patent application publication be based upon the copy of the application as amended during prosecution in accordance with 37 C.F.R. § 1.215(c).

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231
37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10 *
☐ with sufficient postage as first class mail. ☐ as "Express Mail Post Office to Addressee"
Mailing Label No. (mandatory)

TRANSMISSION

- ☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Deborah A. Peacock

Date: August 22, 2001

(type or print name of person certifying)

08/28/2001 EEKUBAY1 00000012 09874446

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300.00 OP

2. Applicant:

- ☐ has submitted a copy of the application in compliance with the Office electronic filing system requirements
- ☐ Amendments during examination of this application ☐ have been ☐ are herewith supplied in compliance with the Office electronic filing system requirements
- ☒ submits herewith a copy of the application in compliance with the Office electronic filing system requirements
- ☒ Amendments during examination of this application are herewith supplied in compliance with the Office electronic filing system requirements
- ☐ requests that the application be published as provided in § 1.215(a)
3. Payment of publication fee (37 C.F.R. § 1.18(d)) (\$300.00)
- ☒ Attached is a ☐ check ☐ money order in the amount of \$ 300.00
- ☒ Authorization is hereby made to charge the amount of \$ (any additional fees or credits)
- ☒ to Deposit Account No. 13-4213
- ☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information ~~should not~~ be included on this form as it may become public.

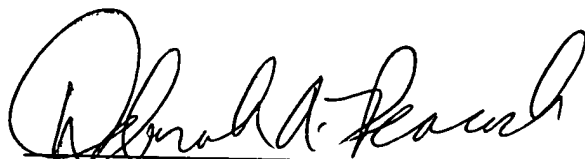
- ☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Reg. No.: 31,649

Tel. No.: (505) 998-1500

Customer No.: 005179



SIGNATURE OF PRACTITIONER Deborah A. Peacock

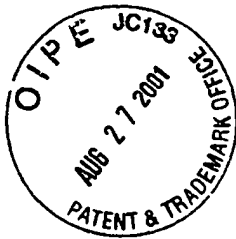
PEACOCK, MYERS & ADAMS, P.C.

(type or print name of practitioner)

Post Office Box 26927

P.O. Address

Albuquerque, New Mexico 87125-6927



Filed in Duplicate
PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on August 22, 2001

Deborah A. Peacock
Deborah A. Peacock, Reg. No. 31,649
Jeffrey D. Myers, Reg. No. 35,964

August 22, 2001
(Date)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brad Baker

Serial No. 09/874,446

Filed: June 4, 2001

For: CONFECTIONERY WITH BODY, HANDLE
AND CONTAINER

Group 1761

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION

Box: MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application (Filing Date Granted) mailed August 6, 2001, enclosed are the following items for filing in the above-referenced U.S. patent application:

1. Declaration and Power of Attorney, executed by Applicant on July 11, 2001.
2. Check to cover the surcharge fee in the amount of \$65.00 (small entity).
3. Office's copy of Notice to File Missing Parts, Filing Date Granted, as required.

If there are additional fees, or any credits, please charge such amounts to Deposit Account
No. 13-4213. A duplicate of this paper is provided for accounting.

Having now complied with all of the requirements of 37 CFR § 1.53, Applicant respectfully requests
that an Official Filing Receipt be issued and that this application be placed in line for examination.

Respectfully submitted,



By:

Deborah A. Peacock, Reg. No. 31,649
Direct line: (505) 998-1501

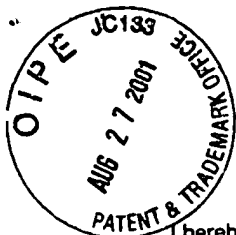
Dated: August 22, 2001

PEACOCK, MYERS & ADAMS, P.C.
Attorneys for Applicant(s)
P. O. Box 26927
Albuquerque, New Mexico 87125-6927

Telephone: (505) 998-1500
Facsimile: (505) 243-2542

Customer No. 005179

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PATENT APPLICATION

#7
12-59

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on August 22, 2001.

Deborah A. Peacock
Deborah A. Peacock, Reg. No. 31,649
Jeffrey D. Myers, Reg. No. 35,964

August 22, 2001
(Date)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brad Baker

Serial No. 09/874,446

Filed: June 4, 2001

For: CONFECTIONERY WITH BODY, HANDLE
AND CONTAINER

Group 1761

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TRANSMITTAL OF FORMAL DRAWINGS
AND REQUEST FOR PUBLICATION

Box: PG-PUB - DRAWINGS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed are the formal drawings (6 sheets) for filing in the above-identified U.S. patent application. Please replace the informal drawings, which were filed on June 4, 2001, with these formal drawings.

Further, concurrently herewith (copy attached) is a Request for Early Publication. It is requested that the attached formal drawings be included in the publication of this application. Attached is a fee check for \$130. If additional fees are required, or if a refund is appropriate, please charge the same to Deposit Account No. 13-4213. Please notify the undersigned if any changes are required.

Respectfully submitted,

Deborah A. Peacock

Date: August 22, 2001

Deborah A. Peacock, Reg. No. 31,649
Direct line: (505) 998-1501

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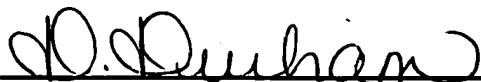
9/20/01

Peacock Myers and Adams P C
P O Box 26927
Albuquerque NM 87125-6927

Dear Applicant:

The Box PGPub replacement drawings for application number 09/874,446 received on 8/27/01 by the U. S. Patent and Trademark Office will be included for patent publication.

Telephone inquiries should be directed to Customer Service, Office of Initial Patent Examination, at 703-308-1202.



Signature of Reviewer, Office of Initial Patent Examination

703-308-1202